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Message Text

UNCLASSIFIED

PAGE 01 KUALA 07566 310819Z

16
ACTION L-03

INFO OCT-01 EA-09 ISO-00 JUSE-00 SCA-01 VOE-00 /014 W
---------- 070551
R 310752Z DEC 75
FM AMEMBASSY KUALA LUMPUR
TO SECSTATE WASHDC 2118

UNCLAS KUALA LUMPUR 7566

E.O. 11652: N/A
TAGS: PFOR CPRS MY
SUBJECT: EXTRADITION OF CHUA HAN MOW

REF: A) DEPT A-7583; B) STATE 299816; C) KL A-128, 9/25/75;
D) 11 FAM 140

1. DOCUMENTS SEEKING TO EXTRADITE CHUA HAN MOW FROM MALAYSIA TO STAND TRIAL FOR CONSIPIRACY TO IMPORT AND DISTRIBUTE EIGHTEEN POUNDS OF HEROIN IN U.S. RECEIVED HERE DEC 30. CHUA HAN MOW WAS ARRESTED BY MALAYSIAN AUTHORITIES IN SEPT 1975 UNDER THE INTERNAL SECURITY ACT (COPY FORWARDED WITH KL A-42, 4/10/75) AND IS CURRENTLY UNDER DETENTION. (FYI: UNDER THE ISA A SUSPECT MAY BE DETAINED UP TO 60 DAYS ON THE ISSUANCE OF AN ORDER BY A MAGISTRATE WHICH NEED NOT BE MADE PUBLIC. AFTER THIS, HE MAY BE COMMITTED FOR TWO YEARS BY AN ORDER OF THE COURTS ON PETITION OF THE GOVERNMENT WHICH MAY BE EXTENDED INDEFINITELY).

2. EMBASSY CONTACTED SENIOR FEDERAL COUNSEL L.C. VORAH DEC 31 TO INFORM HIM REQUEST FOR EXTRADITION WOULD BE SENT TO ATTORNEY GENERAL'S OFFICE THROUGH THE MINISTRY OF FOREIGN AFFAIRS (MFA). VORAH INFORMED US THAT HE BELIEVES REQUEST WILL NOT BE ENTERTAINED BY MALAYSIAN COURTS BECAUSE, AS A RESULT OF MFA DECISION ABOUT WHICH WE ONLY LEARNED TODAY, AG'S OFFICE HAS NOT RPT NOT BEEN INSTRUCTED ISSUE ORDER VALIDATING MALAYSIAN ACCESSION TO UK-US TREATY OF 1932 (SEE REF C). VORAH INDICATED HE BELIEVED DECISION NOT TO REQUEST VALIDATION WAS TAKEN BY MFA BECAUSE SENIOR OFFICIALS FEEL NEW TREATY SHOULD BE NEGOTIATED.

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3. MFA PRINCIPAL ASST SECRETARY RESPONSIBLE FOR HANDLING

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OUR AFFAIRS CURRENTLY ON LEAVE. UNLESS WE INSTRUCTED OTHERWISE,
WE WILL DELAY SUBMISSION OF EXTRADITION REQUEST PENDING DISCUSSIONS
WITH MFA OFFICIALS REGARDING THIS ISSUE. IN ANY EVENT, SINCE
CHUA IN CUSTODY, ARTICLE 4 OF US-UK TREATY WOULD SEEM PRECLUDE
HIS EXTRADITION UNTIL "FULL EXECUTION OF ANY PUNISHMENT" HERE.

4. ACTION: WE HAVE NOT RECEIVED COPY OF BRITISH AMB'S NOTE OF
7/31/39 REQUESTED REF C.
UNDERHILL

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NNN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EXTRADITION, DOCUMENTS, DRUG ABUSE, TEXT ON MICROFILM ONLY
Control Number: n/a
Copy: SINGLE
Draft Date: 31 DEC 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MartinML
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975KUALA07566
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: UPGRADED PER MEMO P880024-1946 TO JOHN BURKE
Executive Order: R1 19950229 BURKE, JOHN R
Errors: N/A
Film Number: P880024-1944, D750451-0081
From: KUALA LUMPUR
Handling Restrictions: n/a
Image Path:
ISecure: 1
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Original Handling Restrictions: n/a
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Reference: 75 STATE A-7583, 75 STATE 299816, 75 KUALA LUMPUR A-128, 76 STATE 299816
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06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
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Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: EXTRADITION OF CHUA HAN MOW
TAGS: PFOR, CPRS, SNAR, MY, (CHUA HAN MOW)
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006